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FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MAY 05 2021

SEAN F. McAVOY, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

9 UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 RIO A. MIRABAL,

15 Defendant.

2:21-CR-57-RMP

INDICTMENT

Vio: 18 U.S.C. § 844(i)  
Damage by Fire to Building  
Used in Interstate and Foreign  
Commerce

18 U.S.C. §§ 982, 844, 28  
U.S.C. § 2461  
Forfeiture Allegations

19 The Grand Jury charges:

20 On or about March 18, 2021, in the Eastern District of Washington, the  
21 Defendant, RIO A. MIRABAL, did maliciously damage, by means of fire, the  
22 building and real property known as the St. Charles Parrish and School, located at  
23 4515 North Alberta Street, Spokane, Washington, which real property and building  
24 was used in interstate and foreign commerce, and in an activity affecting interstate  
25 and foreign commerce, in violation of 18 U.S.C. § 844(i).

26 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

27 The allegations contained in this Indictment are hereby realleged and  
28 incorporated by reference for the purpose of alleging forfeitures.

1 Pursuant to 18 U.S.C. § 982(a)(2)(B), upon conviction of the offense in  
2 violation of 18 U.S.C. § 844, set forth in this Indictment, the Defendant, RIO A.  
3 MIRABAL, shall forfeit to the United States of America, any property  
4 constituting, or derived from, proceeds obtained, directly or indirectly, as a result  
5 of such violation, and pursuant to 18 U.S.C. § 844(c) and 28 U.S.C. § 2461(c), any  
6 explosive materials involved or used or intended to be used in the violation.

7 If any of the property described above, as a result of any act or omission of  
8 the Defendant:

- 9
- 10 a. cannot be located upon the exercise of due diligence;
  - 11 b. has been transferred or sold to, or deposited with, a third party;
  - 12 c. has been placed beyond the jurisdiction of the court;
  - 13 d. has been substantially diminished in value; or
  - 14 e. has been commingled with other property which cannot be  
15 divided without difficulty,


16 the United States of America shall be entitled to forfeiture of substitute property  
17 pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b)(1).

18 DATED this 5 day of May 2021.

19  
20 A TRUE BILL

21  
22  
23 Foreperson

24   
25 Joseph H. Harrington  
26 Acting United States Attorney

27   
28 Russell E. Smoot  
Assistant United States Attorney